

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:20-cv-00220-MR**

**RANDY W. BARKLEY, Individually
and as the Executor of the Estate of
Rita W. Barkley, Deceased,**

Plaintiff,

vs.

**4520 CORP., INC., Individually and
as Successor-in-Interest to
Benjamin F. Shaw Company, et al.,**

Defendants.

ORDER

THIS MATTER is before the Court on Defendant Riley Power, Inc.'s Motion for Summary Judgment [Doc. 315]; Defendant Riley Power, Inc.'s Joinder in Co-Defendants' Motions to Exclude Plaintiff's Expert Witnesses [Doc. 317]; and the parties' Joint Motion to Dismiss Riley Power, Inc. [Doc. 373].

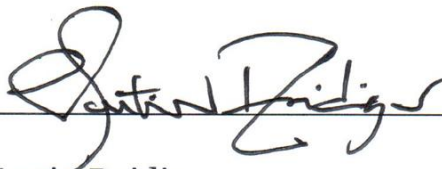
Upon review of the parties' motions,

IT IS, THEREFORE, ORDERED that the parties' Joint Motion to Dismiss [Doc. 373] is **GRANTED**, and all the Plaintiff's claims against the Defendant Riley Power, Inc. are hereby **DISMISSED WITH PREJUDICE**.

IT IS FURTHER ORDERED that Defendant Riley Power, Inc.'s Motion for Summary Judgment [Doc. 315] and Defendant Riley Power, Inc.'s Joinder in Co-Defendants' Motions to Exclude Plaintiff's Expert Witnesses [Doc. 317] are **DENIED AS MOOT**.

IT IS SO ORDERED.

Signed: October 29, 2021



Martin Reidinger
Chief United States District Judge

